

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6679**

**BILL NUMBER:** SB 269

**NOTE PREPARED:** Dec 30, 2009

**BILL AMENDED:**

**SUBJECT:** Parole Eligibility for Certain Crimes.

**FIRST AUTHOR:** Sen. Randolph

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** ☒ **GENERAL**  
☐ **DEDICATED**  
☐ **FEDERAL**

**IMPACT:** State

**Summary of Legislation:** This bill provides that a person is eligible for consideration for release on parole if, before the criminal code was enacted in 1976, the person: (1) was sentenced to more than one term of life imprisonment without parole upon conviction of more than one felony; and (2) committed kidnapping as one of the felonies.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:** LSA identified 11 offenders who have been incarcerated since 1976 with kidnapping as one of the felonies.

Since this bill would affect a limited number of offenders, LSA used an annual cost of \$12,775 per offender to represent any potential savings. Since Department of Correction (DOC) adult facilities are generally at full capacity, a percentage of offenders are confined in county jails for part or all of their terms of incarceration. DOC pays county sheriffs \$35 per day for each offender who is sentenced for a felony. If fewer long-term offenders are in DOC facilities, DOC may be able to transfer more offenders to DOC facilities.

Number of Offenders		Annual Cost of Confinement in County Jail		Estimated Avoided Cost for DOC
11	x	\$12,775	=	\$140,525

**Background** – This section of statute applies to offenders who have been sentenced prior to 1976 and are

confined indefinitely. Currently, these offenders would not be eligible for parole. If the exception is made for offenders, then the Parole Board would review their records. The Parole Board would determine whether the inmate has been rehabilitated and has suitable plans that would warrant discharge from custody.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** See *Explanation of State Expenditures*.

**Explanation of Local Revenues:** See *Explanation of State Expenditures*.

**State Agencies Affected:** DOC.

**Local Agencies Affected:**

**Information Sources:** DOC Offender Information System.

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